

TOWN OF WALLACE
MONTHLY TOWN COUNCIL MEETING
May 14, 2020
7:00 pm

The Wallace Town Council held its regularly scheduled monthly meeting at the Wallace Women's Club at 216 NE Railroad Street.

The following Governing Body members were present:

Charles C. Farrior, Jr., Mayor
Council Member/Mayor Pro-Tem Wannetta Carlton
Council Member Frank Brinkley
Council Member Jeff Carter
Council Member Francisco Rivas-Diaz
Council Member Jason Wells

The following members of the Governing Body were absent:
NONE

Also Present were:

Larry Bergman, Town Manager	Anna Heath, Town Attorney
Jackie Nicholson, Town Clerk	Greg Adams, Thompson Price Scott & Adams (via conference call)
Jimmy Crayton, Police Chief	Jody Brooks, Wallace ABC Board
Brent Dean, Public Services Director	Kenny Brooks
Gage King, Airport Manager	Joseph Merritt
	Dianne McNamara, Chairperson, Wallace ABC Board

Mayor Charley Farrior called the regular meeting to order with a quorum of the governing body members present and the invocation was given by Mayor Pro-tem Wannetta Carlton.

The Pledge of Allegiance was recited.

Presentations

Greg Adams, Thompson Price Scott & Adams Co. P.A, presented the Fy 2019-2020 audit (via conference call). Mr. Adams said the audit would be submitted to the Local Government Commission tomorrow.

Adoption of the Agenda

Mayor Farrior called for discussion of the agenda. He asked that a closed session be added at the end of the meeting to discuss purchasing real property and an item be added under new business for a presentation by the Wallace ABC Board. Council Member Jeff Carter made a motion to adopt the agenda with those additions which was seconded by Council Member Frank Brinkley and approved by unanimous vote.

Public Comment Period

There were no comments.

Consent agenda

Minutes from the April 9, 2020 monthly meeting, and the April 27, 2020 continued meeting

Mayor Farrior called for discussion of the minutes. Mayor Farrior indicated that a bit more explanation on page 4 of the April 9 minutes under Council Reports where Council Member Wells talked about the storm drain line. Mayor Farrior said that Stroud did know about it and it was inspected by Andy Munday who didn't find a problem. Council Member Jason Wells made a motion to approve the minutes as amended which was seconded by Council Member Carter and approved by unanimous vote.

Tax Report

Town Manager Larry Bergman presented the Tax Report for the period ending May 14, 2020. Manager Bergman said that Tax Administrator Chris Martin anticipates receiving the tax scrolls from Duplin County in the next two (2) or three (3) weeks, Zaccheus Legal Services is prepared to move forward with foreclosures when allowed and the strategic plan for tax collection has been finalized.

Tax Releases

There were no tax releases presented.

Budget Amendments

Manager Bergman asked for approval of two (2) budget amendments #16 and #18. This is just to keep up with them as the year moves along.

Council Member Wells made a motion to approve budget amendment #16 which was seconded by Council Member Carlton and approved by unanimous vote.

Council Member Brinkley made a motion to approve budget amendment #18. The motion was seconded by Council Member Wells and approved by unanimous vote.

Old Business

Appointment to Wallace ABC Board

Mayor Farrior stated that a resignation letter from an ABC Board member has been received and asked the Council who they wanted to appoint. The Council discussed individuals who expressed interest. The following individuals were nominated:

Jimmy Tate was nominated by Council Member Carlton

Don Gatton was nominated by Council Member Wells

James Morrison was nominated by Council Member Carter

Council Member Carlton made a motion to vote on the appointment which was seconded by Council Member Wells and approved. Jimmy Tate received 4 votes (Carlton, Brinkley, Rivas-Diaz, Wells) and was appointed.

New Business

Presentation by Wallace ABC Board

Wallace ABC Board Chairperson Dianne McNamara presented the third quarter distribution to the Town in the amount of \$12,100 to the General Fund and \$3,000 to the Police Department.

Adoption of Resolution Approving Local Water Supply Plan

Public Services Director Brent Dean said that the Local Water Supply Plan had been developed and submitted. The State has approved it and requires a Resolution as such be adopted.

Council Member Carter made a motion to adopt a Resolution Approving Local Water Supply Plan. The motion was seconded by Council Member Brinkley and approved by unanimous vote.

Golf Cart Ordinance

Police Chief Jimmy Crayton stated that he has received requests for golf carts to be allowed on Town streets which is currently prohibited. He presented a draft ordinance and explained it in detail including that they would only be allowed on streets with speed limits of 25 mph or less, registered and inspected. The Police Department will be responsible for monitoring the program. (There were some editing errors in the ordinance pointed out by Attorney Anna Heath which will be corrected.)

Council Member Brinkley made a motion to amend the Town of Wallace Code of Ordinances Title VII: Traffic Code Chapter 75: Golf Carts as discussed with corrections which was seconded by Council Member Wells and approved by unanimous vote.

Discussion of Itinerant Merchants (Roadside Vendors)

Manager Bergman said that the Town does not currently have any clear regulations on itinerant merchants. The UDO (Unified Development Ordinance) does not recognize it as a permitted use and the nuisance ordinance does not specifically prohibit them. He said they could be prohibited if the Council so chose or regulated through a permitting process that would offer control. One member of Council asked if this would include food trucks and the consensus of the Council was that food trucks are a separate issue. Council directed Manager Bergman to draft an ordinance and design a permitting process.

Establish Public Hearing for FY 20-21 Budget

Manager Bergman asked the Council to establish a public hearing for the next regular Council meeting for the FY 20-21 budget. He also asked the Council if they wanted to meet later in the month to discuss the budget in detail.

Council Member Franciso Rivas-Diaz made a motion to establish a public hearing after 7:00 pm on Thursday, June 11, 2020 to receive public input on the FY 20-21 budget. The motion was seconded by Council Member Brinkley and approved by unanimous vote.

The Council decided to continue this meeting on Thursday, May 28 at 6:00 pm at Town Hall.

Discussion of Speeding Complaints

Chief Crayton informed the Council of speeding complaints on East Hall Street. Chief said individuals have been issued citations and they don't seem to care. He recommend putting stop signs at the intersections of East Hall/ South Graham, Currie and Old Wilmington Road. The Council agreed.

Financial Reports

Manager Bergman presented the financial reports and said that sales and use tax still looks good.

Hurricane Reports

Manager Bergman briefly discussed the reports.

Council Reports

Council Member Carlton reminded everyone to respond to the census. Ms. Carlton also said was testing available for COVID-19 at the Event Center in Kenansville on Saturday from 10:00 am to 2:00 pm by appointment.

Council Member Wells thanked Public Services Director Dean for meeting him at Dr. Robinson's. Mr. Wells said he had no Tons of Trash complaints this month.

Council Member Carter asked about the Bait & Tackle Shop at the Mill Pond. Manager Bergman said that there are still some financial issues and at this point there hasn't been enough progress to extend the deadline on the agreement.

Council Member Brinkley expressed interest in taking a proactive approach to upgrading the Town's sewer lines and working hard on finding grant funding.

Council Member Rivas-Diaz asked about the status of the Historic District Preservation Program?

Mayor's Report

Mayor Farrior said that Project Boro (building reuse project approved in February) is going forward. An extension to take control of the building has been granted.

Mayor Farrior asked the Council if they would like to publish an ad in the *Duplin Times* honoring 2020 seniors. Council Member Carter made a motion that was seconded by Council Member Brinkley to publish an ad in the *Duplin Times* honoring 2020 graduates and approved by unanimous vote.

Mayor Farrior asked the Council for their thoughts on the Herring Building roof repair. Council Member Brinkley said to find out what Felix Herring wants first.

Department Head Reports

Gage King, Airport Manager, reported that the recent property acquisition (easement) had closed.

Brent Dean, Public Services Director, said his department was back on a full schedule adding that inmated labor is currently unavailable. The water line on Southerland St. is complete and the WWTP is back to 100%. Mr. Dean mentioned the ditch at First Baptist Church and said it is full of soft dirt and silt which is why it's not draining properly.

Jimmy Crayton, Police Chief, reported on a \$35,000 grant reimbursement and progress at the old Clement Street School building. Chief Crayton said his department has one vacancy that won't be filled until the new fiscal year.

Fire Department, Council Member Wells stated that the fire on Teachey Road was determined to be arson. Flushing the fire hydrants is on-going and the main focus of the department is preparing for the ISO inspection in August.

Town Manager's Report

Manager Bergman reported on the following:

- Departments are back on full schedule except for the Library and Parks & Recreation which are not currently open to the public.
- A resident was not happy with the paving on Satchell St. but it is narrow which limits what can be done.
- Signed off on paperwork for the Fairfield Inn.
- The old trash cans at the old WWTP will be removed.

Closed Session

Council Member Wells made a motion to go into closed session per GS 143-318.11(a)(5) to discuss the purchase of real property. The motion was seconded by Council Member Brinkley and approved by unanimous vote.

The Council discussed an offer to purchase property for well head protection for the new well near the Tin City water tank. It is heir property controlled by Bonnie Robinson.

Council Member Carter made a motion to end the closed session that was seconded by Council Member Brinkley and approved by unanimous vote.

Council Member Rivas-Diaz made a motion to offert \$9,000 to Bonnie Robinson for the property near the Tin City water tank. The motion was seconded by Council Member Wells and approved by unanimous vote.

With there being no other business to discuss at this time, Council Member Carlton made a motion to continue the meeting on May 28, 2020 at 6:00 pm in the Council Chambers at Town Hall. The motion was seconded by Council Member Wells and approved by unanimous vote.

Respectfully submitted,

Charles C. Farrior, Jr., Mayor

Jacqueline Nicholson, CMC, NCCMC
Town Clerk

**TOWN OF WALLACE
BUDGET ORDINANCE AMENDMENT #16
BATCH 32382
FOR BUDGET 2019-2020**

BE IT ORDAINED by the Town Council of the Town of Wallace, North Carolina the following amendments be made to the budget for the fiscal year ending June 30, 2020:

Section I:	General Fund		
<u>Revenues:</u>			
Account Number	Account Description	Decrease	Increase
10-3290-010	Invested Interest		\$912.00
10-3310-010	Rent-Recreational Facilities		\$775.00
10-3350-016	Insurance Proceeds		\$565.00
10-3510-000	Court Cost and Fees		\$639.00
10-3520-000	Parking Fines/Wreck Report		\$290.00
10-3580-040	Donations-Police Dept		\$1,778.00
10-3580-085	GCC Grant		\$24,429.00
10-3610-100	Business Registration Fee		\$100.00
10-3650-040	Youth Basketball		\$1,396.00
10-3650-060	Soccer/Flag Football		\$927.00
10-3650-080	Youth Softball		\$163.00
10-3670-010	NC Sales Tax Refund		\$121,476.00
10-3670-020	Gas Tax Refund		\$126.00
10-3830-000	Sale of Fixed Assets		\$4,650.00
Section II:			
<u>Expenditures:</u>			
Account Number	Account Description	Increase	Decrease
10-4100-080	Professional Services Legal	\$2,500.00	
10-4100-140	Travel, Seminar, Meetings		\$2,000.00
10-4100-330	Department Supplies	366.00	
10-4100-530	Dues and Subscriptions		\$2,000.00
10-4200-020	Salaries – Administration	\$1,070.00	
10-4200-060	Health Insurance	\$40.00	
10-4200-140	Travel, Seminar, Meetings	\$316.00	
10-4200-330	Department Supplies	\$953.00	
10-4600-020	Salaries-Finance	\$5,170.00	
10-4600-023	Overtime		\$1,000.00
10-4600-050	FICA Taxes	\$270.00	
10-4600-060	Health Insurance	\$325.00	
10-4600-080	Professional Services-Legal	\$20.00	
10-4600-110	Phone/Wireless	\$4,722.00	

10-4600-140	Travel, Seminar, Meetings		\$1,000.00
10-4600-330	Department Supplies	\$250.00	
10-4600-600	Copier Lease		\$1,300.00
10-5000-020	Salaries-Building	\$6,150.00	
10-5000-050	FICA Taxes	\$205.00	
10-5000-060	Health Insurance		\$1,100.00
10-5000-070	Retirement	\$270.00	
10-5000-130	Utilities	\$4,300.00	
10-5000-150	Maint/Repair Facilities	\$2,430.00	
10-5000-170	Maint/Repair Facilities	\$466.00	
10-5000-330	Department Supplies	\$840.00	
10-5100-020	Salaries-Police Department	\$44,980.00	
10-5100-022	Salaries-Part Time		\$1,300.00
10-5100-050	FICA Taxes	\$2,555.00	
10-5100-060	Health Insurance	\$3,950.00	
10-5100-070	Retireent	\$4,350.00	
10-5100-071	401(k)	\$7,105.00	
10-5100-075	Computer Maint/Support	\$200.00	
10-5100-110	Phone/Wireless	\$2,635.00	
10-5100-160	Maint/Repair-Equipment	\$2,792.00	
10-5100-170	Maint/Repair-Vehicles	\$5,696.00	
10-5100-265	Public Relations	\$37.00	
10-5100-315	Fuel Expense	\$8,000.00	
10-5100-325	Office Supplies	\$22.00	
10-5100-540	General Insurance	\$164.00	
10-5100-581	GCC Grant	\$25,280.00	
10-5100-600	Copier Lease	\$300.00	
10-5100-760	Capital Outlay-Vehicles	\$4,402.00	
10-5100-802	Police Vehicles-Principle	\$24,334.00	
10-5100-803	Police Vehicles-Interest	\$797.00	
10-5100-804	Police Vehicles-Principle UCBI		\$4,312.00
10-5100-805	Police Vehicles-Interest UCBI		\$551.00
10-5200-020	Salaries-Animal Control		\$2,070.00
10-5200-330	Department Supplies		\$2,000.00
10-5300-030	Vol Firemen Pension Fund	\$2,042.00	
10-5300-160	Maint/Repair-Equipment	\$36.00	
10-5300-530	Dues and Subscriptions	\$136.00	
10-5300-570	Fire Prevention Expense	\$362.00	
10-5300-590	Miscellaneous Expense	\$75.00	
10-5400-020	Salaries-Planning & Development	\$1,405.00	
10-5400-050	FICA Taxes	\$50.00	
10-5400-060	Health Insurance	\$30.00	

10-5400-070	Retirement	\$98.00	
10-5400-170	Maint/Repair Vehicles	\$2.00	
10-5400-530	Dues and Subscriptions	\$300.00	
10-5600-020	Salaries-Streets Department		\$5,050.00
10-5600-023	Overtime	\$23.00	
10-5600-130	Utilities		\$6,000.00
10-5600-150	Maint/Repair Facility	\$171.00	
10-5600-260	Advertising	\$83.00	
10-5800-450	Tipping & Disposal Fees	\$13,175.00	
10-6200-110	Phone/Wireless	\$615.00	
10-6200-150	Maint/Repair Facility		\$1,351.00
10-6200-160	Maint/Repair Equipment		\$1,500.00
10-6200-181	Baseball		\$3,000.00
10-6200-183	Youth Basketball	\$3,438.00	
10-6200-184	Soccer/Flag Football	\$936.00	
10-6200-530	Dues/Subscriptions	\$60.00	
10-6600-065	Unemployment	\$273.00	
10-6600-570	Miscellaneous Expense	\$1,988.00	
10-6600-575	Credit Card Fees	\$200.00	
	Grand Total:	\$193,760.00	\$193,760.00

Section VI: Copy to Finance Director:

Copies of this budget amendment shall be delivered to the Finance Director for their direction in the disbursement of funds:

Adopted this the 14th day of May, 2020

Attest: _____

Jacqueline Nicholson, Town Clerk

Charles C. Farrior, Jr., Mayor

**TOWN OF WALLACE
BUDGET ORDINANCE AMENDMENT #18
BATCH 32836
FOR BUDGET 2019-2020**

BE IT ORDAINED by the Town Council of the Town of Wallace, North Carolina the following amendments be made to the budget for the fiscal year ending June 30, 2020:			
Section I:	Powell Bill Fund		
<u>Expenditures:</u>			
Account Number	Account Description	Increase	Decrease
11-5700-160	Maint/Repair Equipment	\$340.00	
11-5700-180	Maint/Repair Streets		\$340.00
	Powell Bill Fund Total	\$340.00	\$340.00
Section II:			
<u>Revenue:</u>	Water & Sewer Fund		
Account Number	Account Description	Decrease	Increase
30-3290-000	Interest Earned W/S Fund		\$1,000.00
30-3350-000	Miscellaneous Revenues		\$1,755.00
30-3350-070	Miscellaneous Revenues		\$480.00
30-3600-100	Water Capacity Fee		\$1,036.00
30-3750-011	Temporary Service Fee		\$575.00
30-3970-042	Insurance Proceeds		\$12,006.00
Section III:			
<u>Expenditures:</u>			
Account Number	Account Description	Increase	Decrease
30-6600-020	Salaries Water/Sewer Department		\$25,000.00
30-6600-022	Salaries Part Time		\$400.00
30-6600-023	Overtime		\$5,030.00
30-6600-050	FICA Taxes		\$2,400.00
30-6600-065	Unemployment	\$409.00	
30-6600-070	Retirement		\$2,700.00
30-6600-071	401(k) Contribution		\$2,400.00
30-6600-080	Professional Services Legal	\$5,000.00	
30-6600-090	Wellness Expense		\$1,000.00
30-6600-110	Phone/Wireless	\$800.00	
30-6600-130	Utilities	\$6,100.00	
30-6600-260	Advertising	\$15.00	
30-6600-330	Department Supplies	\$442.00	
30-6600-450	Contracted Services	\$3,260.00	
30-6600-530	Dues and Subscriptions		\$2,000.00
30-6600-570	Miscellaneous Expense	\$1,996.00	
30-8100-020	Salaries Water Department	\$56,250.00	

30-8100-023	Overtime	\$2,000.00	
30-8100-050	FICA Taxes	\$2,650.00	
30-8100-060	Health Insurance	\$6,045.00	
30-8100-070	Retirement	\$7,328.00	
30-8100-075	401(k) Contribution		\$467.00
30-8100-075	Computer Maint/Support		\$2,000.00
30-8100-080	Professional Services Water		\$20,000.00
30-8100-110	Phone/Wireless	\$245.00	
30-8100-130	Utilities	\$2,840.00	
30-8100-150	Water System Maint		\$33,648.00
30-8100-180	Maint/Repair Buildings	\$12,695.00	
30-8100-530	Dues and Subscriptions	\$18.00	
30-8100-600	Copier Lease	\$342.00	
30-8100-930	Principle-Vehicles	\$12,041.00	
30-8100-931	Interest-Vehicles	\$713.00	
30-8200-023	Overtime	\$4,000.00	
30-8200-110	Phone/Wireless	\$2,500.00	
30-8200-130	Utilities	\$4,050.00	
30-8200-170	Maint/Repair Vehicles		\$20,000.00
30-8200-360	Uniforms	\$220.00	
30-8200-912	Prin-NCDENR Sewer Reline	\$0.50	
30-8200-913	NCDENR Lift Station SRF Loan	\$0.50	
30-8300-110	Phone/Wireless	\$1,500.00	
30-8300-260	Advertising	\$437.00	
	Water and Sewer Fund Total	\$133,897.00	\$133,897.00
Section IV:			
<u>Expenditures:</u>	Storm Drainage Fund		
Account Number	Account Description	Increase	Decrease
59-5900-020	Salaries		\$331.00
59-590-140	Travel, Seminars, Meetings	\$45.00	
59-5900-150	Maint/Repair Storm Drainage	\$156.00	
59-5900-160	Maint/Repair Equipment	\$130.00	
	Storm Drainage Fund Total	\$331.00	\$331.00
Section V:			
	Airport Commission Fund		
<u>Revenue:</u>			
Account Number	Account Description	Decrease	Increase
65-3310-015	Rent Airport Land		\$900.00
Section VI:			
<u>Expenditures:</u>			
Account Number	Account Description	Increase	Decrease
65-7500-020	Salaries- Airport	\$481.00	
65-7500-060	Health Insurance	\$20.00	

65-7500-070	Retirement	\$41.00	
65-7500-071	401(k) Match	\$13.00	
65-7500-080	Professional Services	\$500.00	
65-7500-110	Telephone/Postage	\$500.00	
65-7500-530	Dues and Subscriptions	\$22.00	
65-7500-021	Salaries-Part Time		\$677.00
	Airport Commission Fund Total	\$1,577.00	\$1,577.00
	Grand Total:	\$136,145.00	\$136,145.00

Section VI: **Copy to Finance Director:**

Copies of this budget amendment shall be delivered to the Finance Director for their direction in the disbursement of funds:

Adopted this the 14th day of May, 2020

Attest: _____

Jacqueline Nicholson, Town Clerk

Charles C. Farrior, Jr., Mayor

RESOLUTION APPROVING LOCAL WATER SUPPLY PLAN

WHEREAS, North Carolina General Statute 143-355 (I) requires that each unit of local government that provides public water service or that plans to provide public water service and each large community water system shall, either individually or together with other units of local government and large community water systems, prepare and submit a Local Water Supply Plan; and

WHEREAS, as required by the statute and in the interests of sound local planning, a Local Water Supply Plan for Town of Wallace has been developed and submitted to the Wallace Town Council for approval; and

WHEREAS the Wallace Town Council finds that the Local Water Supply Plan is in accordance with the provisions of North Carolina General Statute 143-355 (I) and that it will provide appropriate guidance for the future management of water supplies for Town of Wallace as well as useful information to the Department of Environmental Quality for the development of a state water supply plan as required by statute;

NOW, THEREFORE, BE IT RESOLVED by the Wallace Town Council of The Town of Wallace that the Local Water Supply Plan entitled, 2019 LWSP dated April 6, 2020, is hereby approved and shall be submitted to the Department of Environmental Quality, Division of Water Resources; and

BE IT FURTHER RESOLVED that the Wallace Town Council intends that this plan shall be revised to reflect changes in relevant data and projections at least once every five years or as otherwise requested by the Department, in accordance with the statute and sound planning practice.

This 14th day of May 2020.

Name: Charles C. Farrior, Jr.

Title: Mayor

Signature: _____

ATTEST:

Name: _____

Title: Town Clerk